

## PATENT APPLICATION

DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION

ATTORNEY DOCKET NO. SP-1307PCT US

Rec'd PCT/PTO 15 AUG 2005

As a below named inventor, I hereby declare that:

My residence/post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FOOD COATING COMPOSITION AND METHOD OF MAKING THE SAME

the specification of which is attached hereto unless the following box is checked:

(X) was filed on 7/22/2003 as US Application Serial No. or PCT International ApplicationNumber PCT/US2003/2284 and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understood the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR 1.56.

## Foreign Application(s) and/or Claim of Foreign Priority

I hereby claim foreign priority benefits under Title 35, United States Code Section 119 of any foreign application(s) for patent or inventor(s) certificate listed below and have also identified below any foreign application for patent or inventor(s) certificate having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NUMBER	DATE FILED	PRIORITY CLAIMED UNDER 35 U.S.C. 119
PCT	PCT/US03/22844	7/22/2003	YES: <u>X</u> NO: _____
			YES: _____ NO: _____

## Provisional Application

I hereby claim the benefit under Title 35, United States Code Section 119(e) of any United States provisional application(s) listed below:

APPLICATION SERIAL NUMBER	FILING DATE
60/397,548	7/22/2002

## U.S. Priority Claim

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

APPLICATION SERIAL NUMBER	FILING DATE	STATUS(patented/pending/abandoned)

## POWER OF ATTORNEY:

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) listed below to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

③ HOLLY M. AMJAD, Reg. No. 41,582JAMES Cordek, Reg. No. 31,807CARY A. LEVITT, Reg. No. 31,848

Send Correspondence to:	Direct Telephone Calls To:
HOLLY M. AMJAD SOLAE, LLC PO BOX 88940 ST LOUIS, MO 63188	HOLLY M. AMJAD 314-982-5822

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

1-00 Full Name of Inventor: Arthur H. KonwinskiCitizenship: USResidence: 5931 Hinsdale Lane, Fort Wayne, IN 46835 US INPost Office Address: Same

Inventor's Signature

Date

8/8/05

**DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION (continued)**

**ATTORNEY DOCKET NO. SP-1307**

Full Name of Inventor: Thomas R. Katen

Citizenship: US

Residence: 3875 Wildshire East Road, Willshire, OH 45898 US

Post Office Address: Same

Inventor's Signature \_\_\_\_\_

Date \_\_\_\_\_

Full Name of Inventor: Charles T. Worrall

Citizenship: US

Residence: 343 West Taber, Fort Wayne, IN 46807 US

Post Office Address: Same

Inventor's Signature \_\_\_\_\_

Date \_\_\_\_\_

Full Name of Inventor: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Inventor's Signature \_\_\_\_\_

Date \_\_\_\_\_

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Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Inventor's Signature \_\_\_\_\_

Date \_\_\_\_\_

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Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Inventor's Signature \_\_\_\_\_

Date \_\_\_\_\_

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Inventor's Signature \_\_\_\_\_

Date \_\_\_\_\_

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FOR PATENT APPLICATIONATTORNEY DOCKET NO. SP-1307PCT US

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Full Name of Inventor: Arthur H. KonwinskiCitizenship: USResidence: 5931 Hinsdale Lane, Fort Wayne, IN 46835 USPost Office Address: Same

Inventor's Signature \_\_\_\_\_

Date \_\_\_\_\_

DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION (continued)

ATTORNEY DOCKET NO. SP-1307

Full Name of Inventor: Thomas R. Katen

Citizenship: US

Residence: 3875 Wildshire East Road, Willshire, OH 45898 US

Post Office Address: Same

Inventor's Signature

Date

3-0 Full Name of Inventor: Charles T. Worrall

Citizenship: US

Residence: 343 West Taber, Fort Wayne, IN 46807 US IN

Post Office Address: Same

Charles T. Worrall  
Inventor's Signature

Aug 8, 2005  
Date

Full Name of Inventor: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Inventor's Signature

Date

Full Name of Inventor: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Inventor's Signature

Date

Full Name of Inventor: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Inventor's Signature

Date

Full Name of Inventor: \_\_\_\_\_

Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

Post Office Address: \_\_\_\_\_

Inventor's Signature

Date

Practitioner's Docket No. SP-1307 PCT US

**ADDED PAGE TO COMBINED DECLARATION  
AND POWER OF ATTORNEY FOR SIGNATURE BY JOINT INVENTOR(S)  
ON BEHALF OF NONSIGNING INVENTOR(S) WHO REFUSE(S)  
TO SIGN OR CANNOT BE REACHED (37 CFR 1.47(a))**

**WARNING:** "37 C.F.R. § 1.47(a) and 35 U.S.C. § 116 ¶ 2 require all available joint inventors to file an application 'on behalf' of themselves and on behalf of a joint inventor who 'cannot' be found or reached after diligent effort" "or who refuses to 'join in an application.'" M.P.E.P. § 409.03(a), 8th ed. See also 62 Fed. Reg. 53,131, 53,137, 203 O.G. 68 (Oct. 10, 1997).

I. I am an above named joint inventor and have signed this declaration on my own behalf and also sign this declaration under 37 CFR 1.47(a) on behalf of the nonsigning joint inventor, particulars for whom are:

Full name of (first, second, etc.) Thomas R. Katen  
nonsigning inventor who

- ☒ refuses to sign  
☐ cannot be found or reached

**NOTE:** The name of the nonsigning inventor(s) should preferably also be filled in at the appropriate prior space in the declaration, adding the words "nonsigning inventor-completed on added page."

Country of Citizenship of nonsigning inventor

US

Last known address of nonsigning inventor

3875 Wildshire East Road, Willshire, Ohio 45898

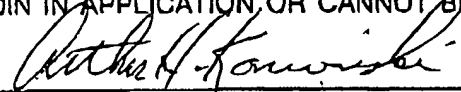
**NOTE:** Ordinarily, the last known address will be the last known residence of the nonsigning inventor(s) or where the inventor(s) customarily receive(s) mail. A post office box is insufficient. Other addresses at which the nonsigning inventor(s) may be reached should also be given. These can best be given in the Statement Of Facts In Support Of Filing On Behalf Of Omitted Inventor. See M.P.E.P. § 409.03(e), 8th ed.

II. Accompanying this declaration is:

- (1) A STATEMENT OF FACTS IN SUPPORT OF FILING ON BEHALF OF NONSIGNING INVENTOR
- (2) PETITION BY JOINT INVENTOR(S) FILING ON BEHALF OF OTHER JOINT INVENTOR(S) WHO REFUSE(S) TO JOIN IN APPLICATION OR CANNOT BE REACHED (37 CFR § 1.47(a))

Arthur H. Konwinski

(type or print name of joint inventor  
signing on behalf of nonsigning  
inventor)



Signature